



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street  
San Francisco, CA 94105-3901

**MAR 08 2018**

Scott Mahoney, Kau District  
Hawaii Island Burial Council  
State Historic Preservation Office  
Kakuhihewa Building  
601 Kamokila Blvd., Suite 555  
Kapolei, HI 96706

RE: U.S. Environmental Protection Agency Region 9 authorization to allow the County of Hawaii to initiate consultation with the State Historic Preservation Officer and Native Hawaiian organizations for the Pahala Community Large Capacity Cesspool Replacement Project

Dear Mr. Mahoney:

The U.S. Environmental Protection Agency Region 9 (EPA) awarded a Special Appropriation Act project grant to the County of Hawaii for the Pahala Community Large Capacity Cesspool (LCC) Replacement Project. This project may have effects on properties included in, or eligible for inclusion in, the National Register of Historic Properties. The National Historic Preservation Act (NHPA), 54 U.S.C. §300101 *et seq.*, and its implementing regulations, 36 CFR Part 800, require federal agencies to consider the effects of their undertakings on historic properties.

Pursuant to 36 CFR §800.2(c)(4), a Federal agency may authorize an applicant for federal assistance to initiate consultation with the State Historic Preservation Officer (SHPO) or Native Hawaiian organizations provided that: (1) the Federal agency remains legally responsible for all findings and determinations charged to the agency official; and (2) the Federal agency notifies the SHPO or Native Hawaiian organizations when an applicant is so authorized.

In accordance with 36 CFR §800.2(c)(4), EPA hereby authorizes the County of Hawaii to act on EPA's behalf when initiating the NHPA consultation process in connection with the Pahala Community LCC Replacement Project. Effective immediately, the County of Hawaii may consult with the SHPO and Native Hawaiian organizations (see enclosed list) to initiate the review process under 36 CFR Part 800 including identifying and evaluating historic properties, assessing effects, and proposing mitigation measures where necessary. However, EPA Region 9 will remain responsible for participating in the consultation process if:

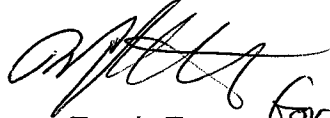
- the County of Hawaii determines that the "Criteria of Adverse Effect" under 36 CFR §800.5 applies to this project; or
- there is disagreement between the County of Hawaii and the SHPO or Native Hawaiian organizations regarding the scope of the area of potential effects, identification of historic properties, or evaluation of effects; or

- there is an objection from consulting parties or the public regarding findings or determinations or the implementation of agreed provisions; or
- there is potential for a foreclosure situation or intentional adverse effects as described under 36 CFR §800.9(b) and (c).

In accordance with 36 CFR §800.2(c)(2), EPA shall ensure that all consultations with Native Hawaiian organizations are conducted in a sensitive manner concerning the needs of such organizations.

If you have any questions, please contact Kate Rao, Drinking Water Protection Section, at (415) 972-3533 or via email at [rao.kate@epa.gov](mailto:rao.kate@epa.gov).

Sincerely,



Tomás Torres  
Water Division Director

Encl.: Pahala Large Capacity Cesspool Replacement Project  
Native Hawaiian Organizations Consultation List

cc: William Kurcharski, County of Hawaii  
Dora Beck, County of Hawaii  
Craig Levken, Brown and Caldwell  
Earl Matsukawa, Wilson Okamoto Corporation  
John Sakaguchi, Wilson Okamoto Corporation  
David Shideler, Cultural Surveys Hawaii, Inc

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75 Hawthorne Street  
San Francisco, CA 94105-3901

MAR 08 2018

Annelle Amaral, President  
Association of Hawaiian Civic Clubs  
PO Box 1135  
Honolulu, HI 96807

RE: U.S. Environmental Protection Agency Region 9 authorization to allow the County of Hawaii to initiate consultation with the State Historic Preservation Officer and Native Hawaiian organizations for the Pahala Community Large Capacity Cesspool Replacement Project

Dear Ms. Amaral:

The U.S. Environmental Protection Agency Region 9 (EPA) awarded a Special Appropriation Act project grant to the County of Hawaii for the Pahala Community Large Capacity Cesspool (LCC) Replacement Project. This project may have effects on properties included in, or eligible for inclusion in, the National Register of Historic Properties. The National Historic Preservation Act (NHPA), 54 U.S.C. §300101 *et seq.*, and its implementing regulations, 36 CFR Part 800, require federal agencies to consider the effects of their undertakings on historic properties.

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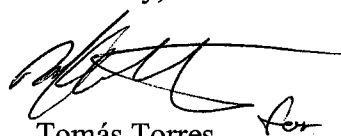
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In accordance with 36 CFR §800.2(c)(2), EPA shall ensure that all consultations with Native Hawaiian organizations are conducted in a sensitive manner concerning the needs of such organizations.

If you have any questions, please contact Kate Rao, Drinking Water Protection Section, at (415) 972-3533 or via email at [rao.kate@epa.gov](mailto:rao.kate@epa.gov).

Sincerely,



Tomás Torres  
Water Division Director

Encl.: Pahala Large Capacity Cesspool Replacement Project  
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cc: William Kurcharski, County of Hawaii  
Dora Beck, County of Hawaii  
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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street  
San Francisco, CA 94105-3901

**MAR 08 2018**

Maydean K. Bowman, Representative  
Charles Pelenui Mahi Ohana  
PO Box 44692  
Kawaihae, HI 96743

RE: U.S. Environmental Protection Agency Region 9 authorization to allow the County of Hawaii to initiate consultation with the State Historic Preservation Officer and Native Hawaiian organizations for the Pahala Community Large Capacity Cesspool Replacement Project

Dear Ms. Bowman:

The U.S. Environmental Protection Agency Region 9 (EPA) awarded a Special Appropriation Act project grant to the County of Hawaii for the Pahala Community Large Capacity Cesspool (LCC) Replacement Project. This project may have effects on properties included in, or eligible for inclusion in, the National Register of Historic Properties. The National Historic Preservation Act (NHPA), 54 U.S.C. §300101 *et seq.*, and its implementing regulations, 36 CFR Part 800, require federal agencies to consider the effects of their undertakings on historic properties.

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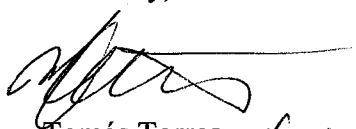
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Sincerely,



Tomás Torres *for*  
Water Division Director

Encl.: Pahala Large Capacity Cesspool Replacement Project  
Native Hawaiian Organizations Consultation List

cc: William Kurcharski, County of Hawaii  
Dora Beck, County of Hawaii  
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75 Hawthorne Street  
San Francisco, CA 94105-3901

**MAR 08 2018**

Kippen de Alba Chu, Executive Director  
Friends of Iolani Palace  
PO Box 2259  
Honolulu, HI 96804-2259

RE: U.S. Environmental Protection Agency Region 9 authorization to allow the County of Hawaii to initiate consultation with the State Historic Preservation Officer and Native Hawaiian organizations for the Pahala Community Large Capacity Cesspool Replacement Project

Dear Mr. Chu:

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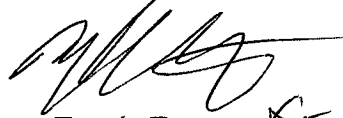
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Sincerely,



Tomás Torres  
Water Division Director

Encl.: Pahala Large Capacity Cesspool Replacement Project  
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cc: William Kurcharski, County of Hawaii  
Dora Beck, County of Hawaii  
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REGION IX

75 Hawthorne Street  
San Francisco, CA 94105-3901

**MAR 08 2018**

Dr. Noe Noe Wong-Wilson, Pelekikena  
Hawaiian Civic Club of Hilo  
PO Box 592  
Hilo, HI 96721

RE: U.S. Environmental Protection Agency Region 9 authorization to allow the County of Hawaii to initiate consultation with the State Historic Preservation Officer and Native Hawaiian organizations for the Pahala Community Large Capacity Cesspool Replacement Project

Dear Dr. Wong-Wilson:

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Sincerely,



Tomás Torres  
Water Division Director

Encl.: Pahala Large Capacity Cesspool Replacement Project  
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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street  
San Francisco, CA 94105-3901

MAR 08 2018

Piilani Hanohano, Government Relations Coordinator  
Kamehameha Schools  
567 South King Street, Ste 400  
Honolulu, HI 96813

RE: U.S. Environmental Protection Agency Region 9 authorization to allow the County of Hawaii to initiate consultation with the State Historic Preservation Officer and Native Hawaiian organizations for the Pahala Community Large Capacity Cesspool Replacement Project

Dear Ms. Hanohano:

The U.S. Environmental Protection Agency Region 9 (EPA) awarded a Special Appropriation Act project grant to the County of Hawaii for the Pahala Community Large Capacity Cesspool (LCC) Replacement Project. This project may have effects on properties included in, or eligible for inclusion in, the National Register of Historic Properties. The National Historic Preservation Act (NHPA), 54 U.S.C. §300101 *et seq.*, and its implementing regulations, 36 CFR Part 800, require federal agencies to consider the effects of their undertakings on historic properties.

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Sincerely,



Tomás Torres  
Water Division Director

Encl.: Pahala Large Capacity Cesspool Replacement Project  
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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street  
San Francisco, CA 94105-3901

**MAR 08 2018**

Taffi Wise, Executive Director  
Kanu o ka 'Āina Learning 'Ohana  
PO Box 6511  
Kamuela, HI 96743

RE: U.S. Environmental Protection Agency Region 9 authorization to allow the County of Hawaii to initiate consultation with the State Historic Preservation Officer and Native Hawaiian organizations for the Pahala Community Large Capacity Cesspool Replacement Project

Dear Ms. Wise:

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Sincerely,



Tomás Torres  
Water Division Director

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REGION IX

75 Hawthorne Street  
San Francisco, CA 94105-3901

MAR 08 2018

Aaron Mahi, President  
Koolau Foundation  
PO Box 4749  
Kaneohe, HI 96744

RE: U.S. Environmental Protection Agency Region 9 authorization to allow the County of Hawaii to initiate consultation with the State Historic Preservation Officer and Native Hawaiian organizations for the Pahala Community Large Capacity Cesspool Replacement Project

Dear Mr. Mahi:

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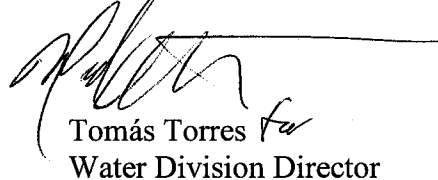
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Tomás Torres  
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Office of Hawaiian Affairs

Pacific Agricultural Land Management Systems

Partners in Development Foundation

Piihonua Hawaiian Homestead Community Association





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street

San Francisco, CA 94105-3901

**MAR 08 2018**

Paula K. Kekahuna, President  
Maku'u Farmers Association  
15-2131 Keaau Pahoa Hwy  
Pahoa, HI 96778

RE: U.S. Environmental Protection Agency Region 9 authorization to allow the County of Hawaii to initiate consultation with the State Historic Preservation Officer and Native Hawaiian organizations for the Pahala Community Large Capacity Cesspool Replacement Project

Dear Ms. Kekahuna:

The U.S. Environmental Protection Agency Region 9 (EPA) awarded a Special Appropriation Act project grant to the County of Hawaii for the Pahala Community Large Capacity Cesspool (LCC) Replacement Project. This project may have effects on properties included in, or eligible for inclusion in, the National Register of Historic Properties. The National Historic Preservation Act (NHPA), 54 U.S.C. §300101 *et seq.*, and its implementing regulations, 36 CFR Part 800, require federal agencies to consider the effects of their undertakings on historic properties.

Pursuant to 36 CFR §800.2(c)(4), a Federal agency may authorize an applicant for federal assistance to initiate consultation with the State Historic Preservation Officer (SHPO) or Native Hawaiian organizations provided that: (1) the Federal agency remains legally responsible for all findings and determinations charged to the agency official; and (2) the Federal agency notifies the SHPO or Native Hawaiian organizations when an applicant is so authorized.

In accordance with 36 CFR §800.2(c)(4), EPA hereby authorizes the County of Hawaii to act on EPA's behalf when initiating the NHPA consultation process in connection with the Pahala Community LCC Replacement Project. Effective immediately, the County of Hawaii may consult with the SHPO and Native Hawaiian organizations (see enclosed list) to initiate the review process under 36 CFR Part 800 including identifying and evaluating historic properties, assessing effects, and proposing mitigation measures where necessary. However, EPA Region 9 will remain responsible for participating in the consultation process if:

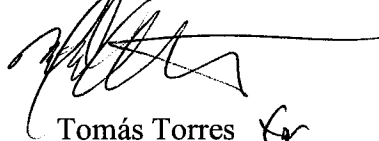
- the County of Hawaii determines that the "Criteria of Adverse Effect" under 36 CFR §800.5 applies to this project; or
- there is disagreement between the County of Hawaii and the SHPO or Native Hawaiian organizations regarding the scope of the area of potential effects, identification of historic properties, or evaluation of effects; or

- there is an objection from consulting parties or the public regarding findings or determinations or the implementation of agreed provisions; or
- there is potential for a foreclosure situation or intentional adverse effects as described under 36 CFR §800.9(b) and (c).

In accordance with 36 CFR §800.2(c)(2), EPA shall ensure that all consultations with Native Hawaiian organizations are conducted in a sensitive manner concerning the needs of such organizations.

If you have any questions, please contact Kate Rao, Drinking Water Protection Section, at (415) 972-3533 or via email at [rao.kate@epa.gov](mailto:rao.kate@epa.gov).

Sincerely,



Tomás Torres *for*  
Water Division Director

Encl.: Pahala Large Capacity Cesspool Replacement Project  
Native Hawaiian Organizations Consultation List

cc: William Kurcharski, County of Hawaii  
Dora Beck, County of Hawaii  
Craig Levken, Brown and Caldwell  
Earl Matsukawa, Wilson Okamoto Corporation  
John Sakaguchi, Wilson Okamoto Corporation  
David Shideler, Cultural Surveys Hawaii, Inc

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street  
San Francisco, CA 94105-3901

**MAR 08 2018**

Mililani B. Trask, Convenor  
Na Koa Ikaika Ka Lahui Hawaii  
PO Box 6377  
Hilo, HI 96720

RE: U.S. Environmental Protection Agency Region 9 authorization to allow the County of Hawaii to initiate consultation with the State Historic Preservation Officer and Native Hawaiian organizations for the Pahala Community Large Capacity Cesspool Replacement Project

Dear Ms. Trask:

The U.S. Environmental Protection Agency Region 9 (EPA) awarded a Special Appropriation Act project grant to the County of Hawaii for the Pahala Community Large Capacity Cesspool (LCC) Replacement Project. This project may have effects on properties included in, or eligible for inclusion in, the National Register of Historic Properties. The National Historic Preservation Act (NHPA), 54 U.S.C. §300101 *et seq.*, and its implementing regulations, 36 CFR Part 800, require federal agencies to consider the effects of their undertakings on historic properties.

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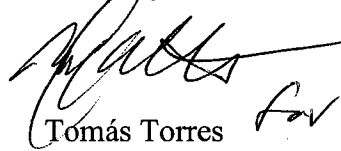
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- there is potential for a foreclosure situation or intentional adverse effects as described under 36 CFR §800.9(b) and (c).

In accordance with 36 CFR §800.2(c)(2), EPA shall ensure that all consultations with Native Hawaiian organizations are conducted in a sensitive manner concerning the needs of such organizations.

If you have any questions, please contact Kate Rao, Drinking Water Protection Section, at (415) 972-3533 or via email at [rao.kate@epa.gov](mailto:rao.kate@epa.gov).

Sincerely,



Tomás Torres  
Water Division Director

Encl.: Pahala Large Capacity Cesspool Replacement Project  
Native Hawaiian Organizations Consultation List

cc: William Kurcharski, County of Hawaii  
Dora Beck, County of Hawaii  
Craig Levken, Brown and Caldwell  
Earl Matsukawa, Wilson Okamoto Corporation  
John Sakaguchi, Wilson Okamoto Corporation  
David Shideler, Cultural Surveys Hawaii, Inc

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street  
San Francisco, CA 94105-3901

MAR 08 2018

Dr. Kamana'opono M. Crabbe Ph.D., CEO  
Office of Hawaiian Affairs  
560 N Nimitz Hwy, Ste 200  
Honolulu, HI 96817

RE: U.S. Environmental Protection Agency Region 9 authorization to allow the County of Hawaii to initiate consultation with the State Historic Preservation Officer and Native Hawaiian organizations for the Pahala Community Large Capacity Cesspool Replacement Project

Dear Dr. Crabbe:

The U.S. Environmental Protection Agency Region 9 (EPA) awarded a Special Appropriation Act project grant to the County of Hawaii for the Pahala Community Large Capacity Cesspool (LCC) Replacement Project. This project may have effects on properties included in, or eligible for inclusion in, the National Register of Historic Properties. The National Historic Preservation Act (NHPA), 54 U.S.C. §300101 *et seq.*, and its implementing regulations, 36 CFR Part 800, require federal agencies to consider the effects of their undertakings on historic properties.

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In accordance with 36 CFR §800.2(c)(4), EPA hereby authorizes the County of Hawaii to act on EPA's behalf when initiating the NHPA consultation process in connection with the Pahala Community LCC Replacement Project. Effective immediately, the County of Hawaii may consult with the SHPO and Native Hawaiian organizations (see enclosed list) to initiate the review process under 36 CFR Part 800 including identifying and evaluating historic properties, assessing effects, and proposing mitigation measures where necessary. However, EPA Region 9 will remain responsible for participating in the consultation process if:

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- there is potential for a foreclosure situation or intentional adverse effects as described under 36 CFR §800.9(b) and (c).

In accordance with 36 CFR §800.2(c)(2), EPA shall ensure that all consultations with Native Hawaiian organizations are conducted in a sensitive manner concerning the needs of such organizations.

If you have any questions, please contact Kate Rao, Drinking Water Protection Section, at (415) 972-3533 or via email at [rao.kate@epa.gov](mailto:rao.kate@epa.gov).

Sincerely,



Tomás Torres  
Water Division Director

Encl.: Pahala Large Capacity Cesspool Replacement Project  
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cc: William Kurcharski, County of Hawaii  
Dora Beck, County of Hawaii  
Craig Levken, Brown and Caldwell  
Earl Matsukawa, Wilson Okamoto Corporation  
John Sakaguchi, Wilson Okamoto Corporation  
David Shideler, Cultural Surveys Hawaii, Inc.



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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street  
San Francisco, CA 94105-3901

**MAR 08 2018**

William W. Moekahi Steiner, Member  
Pacific Agricultural Land Management Systems  
PO Box 4565  
Hilo, HI 96720

RE: U.S. Environmental Protection Agency Region 9 authorization to allow the County of Hawaii to initiate consultation with the State Historic Preservation Officer and Native Hawaiian organizations for the Pahala Community Large Capacity Cesspool Replacement Project

Dear Mr. Steiner:

The U.S. Environmental Protection Agency Region 9 (EPA) awarded a Special Appropriation Act project grant to the County of Hawaii for the Pahala Community Large Capacity Cesspool (LCC) Replacement Project. This project may have effects on properties included in, or eligible for inclusion in, the National Register of Historic Properties. The National Historic Preservation Act (NHPA), 54 U.S.C. §300101 *et seq.*, and its implementing regulations, 36 CFR Part 800, require federal agencies to consider the effects of their undertakings on historic properties.

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If you have any questions, please contact Kate Rao, Drinking Water Protection Section, at (415) 972-3533 or via email at [rao.kate@epa.gov](mailto:rao.kate@epa.gov).

Sincerely,



Tomás Torres  
Water Division Director

Encl.: Pahala Large Capacity Cesspool Replacement Project  
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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street  
San Francisco, CA 94105-3901

**MAR 08 2018**

Jan E. Hanohano Dill, President  
Partners in Development Foundation  
2040 Bachelot St  
Honolulu, HI 96817

RE: U.S. Environmental Protection Agency Region 9 authorization to allow the County of Hawaii to initiate consultation with the State Historic Preservation Officer and Native Hawaiian organizations for the Pahala Community Large Capacity Cesspool Replacement Project

Dear Mr. Dill:

The U.S. Environmental Protection Agency Region 9 (EPA) awarded a Special Appropriation Act project grant to the County of Hawaii for the Pahala Community Large Capacity Cesspool (LCC) Replacement Project. This project may have effects on properties included in, or eligible for inclusion in, the National Register of Historic Properties. The National Historic Preservation Act (NHPA), 54 U.S.C. §300101 *et seq.*, and its implementing regulations, 36 CFR Part 800, require federal agencies to consider the effects of their undertakings on historic properties.

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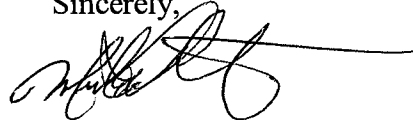
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Sincerely,

A handwritten signature in black ink, appearing to read 'Tomás Torres', with a long horizontal flourish extending to the right.

Tomás Torres *Rao*  
Water Division Director

Encl.: Pahala Large Capacity Cesspool Replacement Project  
Native Hawaiian Organizations Consultation List

cc: William Kurcharski, County of Hawaii  
Dora Beck, County of Hawaii  
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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION IX

75 Hawthorne Street

San Francisco, CA 94105-3901

**MAR 08 2018**

Ronald Kodani, President  
Piipihonua Hawaiian Homestead Community Association  
37 Waiea Pl  
Hilo, HI 96720

RE: U.S. Environmental Protection Agency Region 9 authorization to allow the County of Hawaii to initiate consultation with the State Historic Preservation Officer and Native Hawaiian organizations for the Pahala Community Large Capacity Cesspool Replacement Project

Dear Mr. Kodani:

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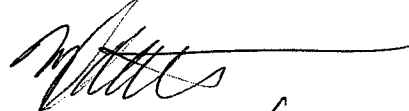


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Sincerely,



Tomás Torres *for*  
Water Division Director

Encl.: Pahala Large Capacity Cesspool Replacement Project  
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